

## **II. Remarks**

Reconsideration and allowance of the subject application are respectfully requested.

Claims 1-5, 10-16, and 18-22 are pending in the application. Claims 1, 18, 19, 20, 21, and 22 are independent. Claims 8, 9, and 17 have been cancelled. Each of Claims 1, 10, 15, 16, 18, 20, and 22 have been amended herein. Please note that these claims have been amended for clarity with respect to the specification and drawings, and not for any reason related to patentability. No new matter has been added.

Applicant notes with appreciation that the Examiner has indicated that Claims 19 and 21 are allowed. Applicant further notes with appreciation Examiner's indication that dependent Claims 9-14 and 18 would be allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims.

Certain claims have been amended or cancelled to overcome the objection thereto.

Claim 1 stands rejected as allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention. Claims 1-5, 8, 15-17, 20, and 22 stand rejected as allegedly being anticipated by U.S. Patent No. 6,850,506 to Holtzman et al., for the reasons discussed on pages 3-6 of the June 30, 2005 Office Action. Applicant respectfully traverses all rejections.

Independent Claim 1 has been amended to clarify that a system for allocating a power budget between at least two different communications channels comprises at least two receiving stations which between them are configured to receive all of the at least two different communications channels. Accordingly, the recital of "the aggregate" has been deleted. Applicant submits that, as amended, independent Claim 1 is not indefinite.

While specifically traversing the rejections from the Office Action, and preserving Applicant's right to file a continuation application to pursue the broad but patentable claims, Applicant has incorporated subject matter from the allowable dependent claims into the independent claims solely to secure immediate allowance thereof.

In particular, independent Claim 1 has also been amended to incorporate all of the limitations of Claims 8 and 9. In this manner, independent Claim 1 is now the same as Claim 9 rewritten in independent form, including all of the limitations of the base claim and any intervening claims. Accordingly, Claims 8 and 9 have been cancelled. Dependent Claims 10 and 15 have been amended so that they now depend directly from independent Claim 1. Furthermore, Claims 15 and 16 have been amended to make minor clarifications that render these claims consistent with independent Claim 1. No new matter has been added. In view of the Examiner's indication that Claim 9 would be allowable if rewritten in independent form, Applicant submits that independent Claim 1 is now allowable. Further, because each of Claims 2-5 and 10-16 depends from independent Claim 1, each of these dependent claims is now allowable for the same reason.

In addition, Claim 18 has been amended by being rewritten in independent form, including all of the limitations of its base claim, Claim 17, and any intervening claims, of which there are none. Accordingly, Claim 17 has been cancelled. In view of the Examiner's indication that Claim 18 would be allowable if rewritten in independent form, Applicant submits that independent Claim 18 is now allowable.

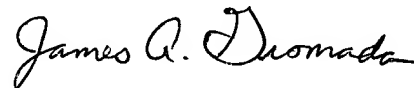
Each of independent Claims 20 and 22 has been amended to include the feature that the allocation of a portion of the power budget to the voice channel in a current time period is based upon the actual power consumed in the immediately preceding time period by the voice

channel. In this manner, each of independent Claims 20 and 22 has been amended to incorporate the features of Claims 8 and 9. In view of the Examiner's indication that Claim 9 would be allowable if rewritten in independent form, Applicant submits that Claims 20 and 22 are also allowable.

In view of the above amendments and remarks, it is believed that this application is now in condition for allowance, and a Notice thereof is respectfully requested.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3500. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



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